

under this item shall not exceed \$100,000 for violations committed during any 1 calendar year.

“(bb) WILLFUL VIOLATIONS.—A covered person that willfully violates a restriction or prohibition established by this subparagraph (including the regulations promulgated under clause (ii)) shall be fined under section 3571 of title 18, United States Code, for each unauthorized disclosure of off-site consequence analysis information, but shall not be subject to imprisonment. The total of all penalties that may be imposed on a single person or organization under this item shall not exceed \$1,000,000 for violations committed during any 1 calendar year.

“(III) APPLICABILITY.—If the owner or operator of a stationary source makes off-site consequence analysis information relating to that stationary source available to the public without restriction—

“(aa) subclauses (I) and (II) shall not apply with respect to the information; and

“(bb) the owner or operator shall notify the Administrator of the public availability of the information.

“(IV) LIST.—The Administrator shall maintain and make publicly available a list of all stationary sources that have provided notification under subclause (III)(bb).

“(vi) GUIDANCE.—

“(I) ISSUANCE.—Not later than 60 days after the date of enactment of this subparagraph, the Administrator, after consultation with the Attorney General and the States, shall issue guidance that describes official uses of off-site consequence analysis information in a manner consistent with the restrictions in items (cc) through (ee) of clause (ii)(II).

“(II) RELATIONSHIP TO REGULATIONS.—The guidance describing official uses shall be modified, as appropriate, consistent with the regulations promulgated under clause (ii).

“(III) DISTRIBUTION.—The Administrator shall transmit a copy of the guidance describing official uses to—

“(aa) each covered person to which off-site consequence analysis information is made available under clause (iv); and

“(bb) each covered person to which off-site consequence analysis information is made available for an official use under the regulations promulgated under clause (ii).

“(vii) QUALIFIED RESEARCHERS.—

“(I) IN GENERAL.—Not later than 180 days after the date of enactment of this subparagraph, the Administrator, in consultation with the Attorney General, shall develop and implement a system for providing off-site consequence analysis information, including facility identification, to any qualified researcher, including a qualified researcher from industry or any public interest group.

“(II) LIMITATION ON DISSEMINATION.—The system shall not allow the researcher to disseminate, or make available on the Internet, the off-site consequence analysis information, or any portion of the off-site consequence analysis information, received under this clause.

“(viii) READ-ONLY INFORMATION TECHNOLOGY SYSTEM.—In consultation with the Attorney General and the heads of other appropriate Federal agencies, the Administrator shall establish an information technology system that provides for the availability to the public of off-site consequence analysis information by means of a central data base under the control of the Federal Government that contains information that users may read, but that provides no means by which an electronic or mechanical copy of the information may be made.

“(ix) VOLUNTARY INDUSTRY ACCIDENT PREVENTION STANDARDS.—The Environmental Protection Agency, the Department of Justice, and other appropriate agencies may provide technical assistance to owners and

operators of stationary sources and participate in the development of voluntary industry standards that will help achieve the objectives set forth in paragraph (1).

“(x) EFFECT ON STATE OR LOCAL LAW.—

“(I) IN GENERAL.—Subject to subclause (II), this subparagraph (including the regulations promulgated under this subparagraph) shall supersede any provision of State or local law that is inconsistent with this subparagraph (including the regulations).

“(II) AVAILABILITY OF INFORMATION UNDER STATE LAW.—Nothing in this subparagraph precludes a State from making available data on the off-site consequences of chemical releases collected in accordance with State law.

“(xi) REPORT ON ACHIEVEMENT OF OBJECTIVES.—

“(I) IN GENERAL.—Not later than 3 years after the date of enactment of this subparagraph, the Comptroller General shall submit to Congress a report that describes the extent to which the regulations promulgated under this paragraph have resulted in actions, including the design and maintenance of safe facilities, that are effective in detecting, preventing, and minimizing the consequences of releases of regulated substances that may be caused by criminal activity.

“(II) INTERIM REPORT.—Not later than 270 days after the date of enactment of this subparagraph, the Comptroller General shall submit to Congress an interim report that includes, at a minimum—

“(aa) the preliminary findings under subclause (I);

“(bb) the methods used to develop those findings; and

“(cc) an explanation of the activities expected to occur that could cause the findings of the report under subclause (I) to be different from the preliminary findings.

“(xii) SCOPE.—This subparagraph—

“(I) applies only to covered persons; and

“(II) does not restrict the dissemination of off-site consequence analysis information by any covered person in any manner or form except in the form of a risk management plan or an electronic data base created by the Administrator from off-site consequence analysis information.

“(xiii) AUTHORIZATION OF APPROPRIATIONS.—There are authorized to be appropriated to the Administrator and the Attorney General such sums as are necessary to carry out this subparagraph (including the regulations promulgated under clause (ii)), to remain available until expended.”.

(b) REPORTS.—

(1) DEFINITION OF ACCIDENTAL RELEASE.—In this subsection, the term “accidental release” has the meaning given the term in section 112(r)(2) of the Clean Air Act (42 U.S.C. 7412(r)(2)).

(2) REPORT ON STATUS OF CERTAIN AMENDMENTS.—Not later than 2 years after the date of enactment of this Act, the Comptroller General of the United States shall submit to Congress a report on the status of the development of amendments to the National Fire Protection Association Code for Liquefied Petroleum Gas that will result in the provision of information to local emergency response personnel concerning the off-site effects of accidental releases of substances exempted from listing under section 112(r)(4)(B) of the Clean Air Act (as added by section 3).

(3) REPORT ON COMPLIANCE WITH CERTAIN INFORMATION SUBMISSION REQUIREMENTS.—Not later than 3 years after the date of enactment of this Act, the Comptroller General of the United States shall submit to Congress a report that—

(A) describes the level of compliance with Federal and State requirements relating to the submission to local emergency response personnel of information intended to help

the local emergency response personnel respond to chemical accidents or related environmental or public health threats; and

(B) contains an analysis of the adequacy of the information required to be submitted and the efficacy of the methods for delivering the information to local emergency response personnel.

(c) TERMINATION OF AUTHORITY.—The authority provided by this section and the amendment made by this section terminates 6 years after the date of enactment of this Act.

ORDERS FOR THURSDAY, JUNE 24, 1999

Mr. GRASSLEY. Mr. President, I ask unanimous consent that when the Senate completes its business today, it stand in adjournment until 9:30 a.m. on Thursday, June 24. I further ask that on Thursday, immediately following the prayer, the Journal of proceedings be approved to date, the morning hour be deemed to have expired, the time for the two leaders be reserved for their use later in the day, and that the Senate immediately resume consideration of the agriculture appropriations bill.

The PRESIDING OFFICER. Without objection, it is so ordered.

PROGRAM

Mr. GRASSLEY. For the information of all Senators, tomorrow the Senate will convene at 9:30 a.m. and immediately resume consideration of the agriculture appropriations bill. It is hoped that an agreement can be reached to consider agriculture-related amendments during Thursday’s session of the Senate. All Senators can expect rollcall votes throughout the session tomorrow as the Senate works to make progress on the agriculture appropriations bill.

ADJOURNMENT UNTIL 9:30 A.M. TOMORROW

Mr. GRASSLEY. Mr. President, if there is no further business to come before the Senate, I now ask unanimous consent that the Senate stand in adjournment under the previous order.

There being no objection, the Senate, at 6:28 p.m., adjourned until Thursday, June 24, 1999, at 9:30 a.m.

NOMINATIONS

Executive nominations received by the Senate June 23, 1999:

COMMODITY FUTURES TRADING COMMISSION

WILLIAM J. RANIER, OF NEW MEXICO, TO BE CHAIRMAN OF THE COMMODITY FUTURES TRADING COMMISSION, VICE BROOKSLEY ELIZABETH BORN, RESIGNED.

WILLIAM J. RANIER, OF NEW MEXICO, TO BE A COMMISSIONER OF THE COMMODITY FUTURES TRADING COMMISSION FOR THE TERM EXPIRING APRIL 13, 2004, VICE BROOKSLEY ELIZABETH BORN, RESIGNED.

DEPARTMENT OF LABOR

IRASEMA GARZA, OF MARYLAND, TO BE DIRECTOR OF THE WOMEN’S BUREAU, DEPARTMENT OF LABOR, VICE KAREN BETH NUSSBAUM, RESIGNED.

T. MICHAEL KERR, OF THE DISTRICT OF COLUMBIA, TO BE ADMINISTRATOR OF THE WAGE AND HOUR DIVISION, DEPARTMENT OF LABOR, VICE MARIA ECHAVESTE, RESIGNED.

IN THE ARMY

THE FOLLOWING NAMED ARMY NATIONAL GUARD OF THE UNITED STATES OFFICERS FOR APPOINTMENT TO

THE GRADE INDICATED IN THE RESERVE OF THE ARMY
UNDER TITLE 10, U.S.C., SECTIONS 12203 AND 12211:

To be colonel

GEORGE D. LANNING, 0000
ANDREW W. SHATTUCK, 0000
RAYMOND L.G. TAIMANGLO, 0000
DAVID T. YOHMAN, 0000
GREGORY J. ZANETTI, 0000

THE FOLLOWING NAMED OFFICERS FOR APPOINTMENT
TO THE GRADE INDICATED IN THE UNITED STATES NAVY
UNDER TITLE 10, U.S.C., SECTION 624:

To be commander

MICHAEL K. ABATE, 0000
BRADFORD E. ABLESON, 0000
JOSEPH ACEVEDO, 0000
DON C.B. ALBIA, 0000
ANGELA M. ALSBERRY, 0000
JAMES K. AMBSBERRY, 0000
CHARLES J. ANDERSON, 0000
NILS ANDERSON, 0000
ROBERT E. ANDRES, 0000
DIANNE A. ARCHER, 0000
LUISITO J. AREVALO, 0000
THOMAS C. ARMEL, 0000
MICHAEL J. ARNOLD, 0000
MARIE A. AUBINKELLY, 0000
EUNICEA S. AUGUSTUS, 0000
VINCENT G. AUTH, 0000
GARY L. BAKER, 0000
M. K. BALDWIN, 0000
KATHRYN A. BALLANTYNE, 0000
MICHAEL A. BANGS, 0000
JEFFREY R. BAQUER, 0000
JAMES M. BARNARD, 0000
WILLIAM M. BARNETT, 0000
JOANN BASLER, 0000
DEBRA D.
BASSETTMITCHELL, 0000
GREGORY M. BEAVARS, 0000
STEPHEN S. BELL, 0000
IOANA BETTIOS, 0000
JOSEPH E. BIROL, 0000
RONALD L. BLACK, 0000
GREGORY S. BLASCHKE, 0000
JEFFREY P. BLICE, 0000
PETER C. BONDY, 0000
DOUGLAS S. BORREBACH, 0000
SHIRLEY M. BOWENS, 0000
ERIC A. BOWER, 0000
WILLIAM S. BOWMAN, 0000
WILLIAM P. BRADLEY, 0000
KENNETH W. BRANCH, 0000
DOUGLAS F. BREWSTER, 0000
KENNETH J. BRINSKO, 0000
GARY A. BROADWELL, 0000
JOHN E. BROWN, 0000
WALTER M. BROWN, JR., 0000
JOHN P. BROWNING, 0000
JOSEPHINE BRUMIT, 0000
CRAIG E. BUCHMANN, 0000
ROBERT H. BUCKLEY, 0000
BONNIE A. BULACH, 0000
CARIE L. BURGER, 0000
JOHN B. BURGEES, JR., 0000
TIMOTHY W. BURNS, 0000
BARBARA A. BURR, 0000
LOURDES E. BURTH, 0000
BARBARA K. BUTLER, 0000
ROBERTO J. CABASSA, 0000
DONALD B. CAMPBELL, JR., 0000
JOHN W. CAMUSO, 0000
PHILIP J. CANDREVA, 0000
JESUS V. CANTU, 0000
DOUGLAS N. CARBINE, 0000
JAMES L. CARUSO, 0000
ROBERT A. CARUSO, JR., 0000
DAVID W. CASH, 0000
DAVID CASTELLAN, 0000
GREGG A. CERVI, 0000

ROBERT J. CHAMBERLAIN, 0000
ALEXANDER C. CHAVEZ, 0000
ROBERT W. CHENIER, 0000
RUTH A. CHRISTOPHERSON, 0000
JEFFREY B. COLE, 0000
ROBERT W. COLE, JR., 0000
TIMOTHY P. COLLINS, 0000
JEFFREY A. CONWELL, 0000
KEVIN D. COOK, 0000
RICHARD D. COOK, 0000
MARK N. COPEHAVER, 0000
WILLIAM F. CORDS, 0000
JOSEPH P. COSTELLO, 0000
CLAUDE J. COUCOULES, 0000
JEFFREY J.S. COX, 0000
JUDITH A. COX, 0000
DARRYL K. CREASY, 0000
RICHARD E. CROMPTON, 0000
MIGUEL A. CUBANO, 0000
LATANYA D.
DAVIDSONWILSON, 0000
DAVID A. DAVIES, 0000
BRENDA DAVIS, 0000
CHRISTIAN C. DECKER, 0000
THOMAS J. DELANEY, 0000
CAROLINE V. DELIZIO, 0000
JOHNNY M. DENHAM, 0000
EDWARD D. DIGGES, 0000
ANNE M. DIGGS, 0000
SUSAN E. DIONNE, 0000
KAREN A. DIRENZO, 0000
JEFFREY D. DISNEY, 0000
HENRY V. DOBSON, JR., 0000
STEVEN W. DOLLASE, 0000
RONALD F. DOMMERMUTH, II, 0000
CATHARINE H. DUGGAN, 0000
MITCHELL DUKOVICH, 0000
KENNETH C. EARHART, 0000
LEE G. EBERT, 0000
ELAINE C. EHRESMANN, 0000
JAMES K. ELLIS, 0000
HELENA G. ELY, 0000
ROBERT G. FAHEY, 0000
KAREN FALLON, 0000
DAVID P. FAULK, 0000
EDMOND F. FEEEKS, 0000
MATTHEW S. FEELY, 0000
JAMES P. FLINT, 0000
DAVID W. FLOYD, 0000
KEVIN F. FLYNN, 0000
JERRY A. FORMISANO, JR., 0000
KIRK A. FOSTER, 0000
DAVID P. FOWLER, 0000
LINO L. FRAGOSO, 0000
LAFRANCIS D. FRANCIS, 0000
DAVID J. FRYAU, 0000
STEVEN M. GALESKI, 0000
EDDIE A. GARCIA, 0000
THERESA S. GEE, 0000
SUSAN M. GIANINO, 0000
PATRICK J. GIBBONS, 0000
ROBERT J. GIBBS, 0000
EDUARD GONZALEZ, 0000
VIDAL E. GONZALEZ, 0000
ROBERT A. GOODMAN, 0000
WALTER A. GRAUER, 0000
LINDA K. GREENE, 0000
JEFFREY S. GRIFFITH, 0000
STEVEN L. GRIFFITTS, 0000

SANGSOO J. GRZESIK, 0000
JASON E. GUEVARA, 0000
KEITH B. GUSTAFSON, 0000
PAUL HAMMER, 0000
MARK E. HAMMETT, 0000
JAMES W. HANSEN, 0000
STEFFANI H. HANSEN, 0000
JEFFREY M. HARDIN, 0000
ROBERT R. HARFORD, 0000
DAVID M. HARMATZ, 0000
DAVID W. HARRIS II, 0000
GAIL L. HATHAWAY, 0000
CYNTHIA L. HEINS, 0000
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JOSEPH P. HENNESSY, 0000
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